

T-1648



Please Direct All Correspondence to Customer Number **45311**

### AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Nam et al.

App. No : 10/009,011

Filed : July 19, 2002

For : HCV/BVDV CHIMERIC GENOMES  
AND USES THEREOF

Examiner : Lucas, Zachariah

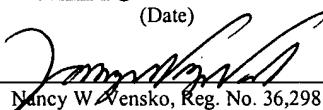
Art Unit : 1648

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 17, 2005

(Date)



Nancy W. Wensko, Reg. No. 36,298

#### Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment and Response to Office Action in 7 pages.
- (X) Declaration Under 37 C.F.R. § 1.132 of Suzanne U. Emerson, Ph.D. in 3 pages.
- (X) Exhibit 1 – Curriculum Vitae of Suzanne U. Emerson, Ph.D. in 23 pages.
- (X) Lai et al., 2000, *J Virol* 74:6339-6347.
- (X) Signed Applicant Initiated Interview Request Form.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims > 20	16 - 39 = 0	1202 (\$50)	0 x 50 =	\$0
Independent > 3	1 - 3 = 0	1201 (\$200)	0 x 200 =	\$0
Multiple Claim	1.16(j)	1203 (\$360)		Previously paid
3 Month Extension	1.17(a)(3)	1253 (\$1,020)		\$1020
TOTAL FEE DUE				\$1020

- (X) An extension of time is hereby requested by payment of the appropriate fee indicated above.

**Please Direct All Correspondence to Customer Number 45311**

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- A check in the amount of \$1020 is enclosed.
- Return prepaid postcard.
- Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



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Nancy W. Vensko  
Registration No. 36,298  
Attorney of Record  
Customer No. 45,311  
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PAT-AMENDTRANS

1860406:vb  
081105

## Applicant Initiated Interview Request Form

Application No.: 10/009011 First Named Applicant: Name  
Examiner: Zachariah Lucas Art Unit: 1648 Status of Application: Pending

### Tentative Participants:

(1) Nancy Vensko (2) Examiner Lucas  
(3) James C. House (4) \_\_\_\_\_

Proposed Date of Interview: 7/21/05 Proposed Time: 10:00 (AM/PM)

### Type of Interview Requested:

(1)  Telephonic (2)  Personal (3)  Video Conference

Exhibit To Be Shown or Demonstrated:  YES  NO

If yes, provide brief description: \_\_\_\_\_

### Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Obj.</u>	<u>1,20</u>	_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>101</u>	<u>14,15,18,19</u> <u>1-4,6,9,10</u>	_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) <u>112/2</u>	<u>14-19,21</u>	_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) <u>112/1</u>	<u>16-19</u>	_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5) <u>103</u>	<u>1-4,6,9,10</u> <u>14,15,21</u>	<u>Vassilev, Kashiwakuma</u> <u>&amp; Maertens</u> X			

### Brief Description of Arguments to be Presented:

The 103 rejection was discussed. Applicant presented arguments regarding lack of a reasonable expectation of success and unexpected results. Other amendments to avoid the other objections & rejections were discussed.

An interview was conducted on the above-identified application on July 21, 2005.

### NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

\_\_\_\_\_  
\_\_\_\_\_  
(Applicant/Applicant's Representative Signature)

\_\_\_\_\_  
\_\_\_\_\_  
(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.